

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, ROBERT E. WHERRY, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for 2 weeks being published 2 times, the first publication being on the 6th day of December, 1979, and the last publication on the 13th day of December, 1979; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Robert E. Wherry

Subscribed and sworn to before me this 26th day of December, 1979.
Stephen E. Wherry, Notary Public,
for the State of Idaho, residing at Cottonwood, Idaho.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:
85-4125

CHAPMAN, WALLACE JOHN &-or
NADINE RAE, P. O. BOX 44, Ferdinand, ID 83526. Source: UNNAMED STREAM tributary to LAWYERS CREEK. Priority Date: 01-01-1938. Amount: 0.02 CFS. Diversion Point: NWSE Sec. 02 T 32N R 01W, IDAHO Co. Use: STOCKWATER (0.02 CFS) from 01-01 to 12-31. Place of Use: NWSE Sec 02 T 32N R 01W. Diversion Means: TROUGH.

85-4126

CHAPMAN, WALLACE JOHN &-or
NADINE RAE, P. O. BOX 44, FERDINAND, ID 83526. Source: UNNAMED SPRINGS tributary to SINKS. Priority Date: 01-01-1938. Amount: 0.04 CFS. Diversion Point: SESE Sec. 02 T 32N R 01W, IDAHO Co. USE: DOMESTIC (0.04 CFS) from 01-01 to 12-31. Place of Use: NESE Sec. 02 T 32N R 01W. Diversion Means: SPRING BOXES & PIPE.

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 4055 Gov't. Way, Coeur d'Alene, Id. 83814.

C. STEPHEN ALLRED
Director

Published in the Cottonwood Chronicle December 6 and 13, 1979.

RECEIVED

DEC 1979

Department of Water
Northern District Office

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(8) Remarks _____

A hand-drawn map on a grid background. The map shows a coastline with a bay labeled "T. 32N, R 1W". A small island or point is labeled "P.D." and "X". A line is drawn from the coastline to the point, with a small circle and "P.D." at the end. The map is oriented with North at the top.

Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)

County of (Lda)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 15 day of November, 19 79

Notary Public

Residing at Besse Id.

My commission expires life

FOR DEPARTMENT USE ONLY

Received by CWB Date 11/15/79 Exception filed by: _____ Forwarded to _____ Date _____

Date 11/15/79 Exception filed by: _____ Forwarded to _____ Date _____
Date 11-27-79 _____ claimant by _____

Exception filed by: _____ Forwarded to _____ Date _____

Fowarded to	Date
-------------	------

Date _____

Prelim. check by JK Date 11-27-79 Exception filed by: _____ Forwarded to
\$20.00 fee received by JK Date 11/15/79 # 239 claimant by: _____ Date _____

Date 11/15/79 # 239 Claimant by:

claimant by:

Published in Cottonwood Chronicle

Dates 12/5 + 12/79

Affidavit of Publication

STATE OF IDAHO, }
COUNTY OF IDAHO, } ss.

I, ROBERT E. WHERRY, being first duly sworn, depose and say that I am the Publisher of the COTTONWOOD CHRONICLE, a weekly newspaper, published and issued weekly at Cottonwood, Idaho County, State of Idaho, which is of general circulation in said county and state, that the said notice, of which the one hereto is attached is a true copy, was published in said newspaper for 2 weeks being published 2 times, the first publication being on the 6th day of December, 1979, and the last publication on the 13th day of December, 1979; and that the said notice was published in the newspaper proper and not in a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of seventy-eight (78) consecutive weeks prior to the first publication of said notice or advertisement.

Robert E. Wherry

Subscribed and sworn to before me this 26th day of December, 1979.
Stephen E. Wherry, Notary Public,
for the State of Idaho, residing at Cottonwood, Idaho.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water rights have been established by diversion and application to beneficial use:

CHAPMAN, WALLACE JOHN & or NADINE RAE, P. O. BOX 44, Ferdinand, ID 83525. Source: UNNAMED STREAM tributary to LAWYERS CREEK. Priority Date: 01-01-1933. Amount: 0.02 CFS. Diversion Point: NWSE Sec. 02 T 32N R 01W, IDAHO Co. Use: STOCKWATER (0.02 CFS) from 01-01 to 12-31. Place of Use: NWSE Sec 02 T 32N R 01W. Diversion Means: TROUGH.

05-4126

CHAPMAN, WALLACE JOHN & or NADINE RAE, P. O. BOX 44, FERDINAND, ID 83525. Source: UNNAMED SPRINGS tributary to SINKS. Priority Date: 01-01-1933. Amount: 0.04 CFS. Diversion Point: SESE Sec. 02 T 32N R 01W, IDAHO Co. USE: DOMESTIC (0.04 CFS) from 01-01 to 12-31. Place of Use: NESE Sec. 02 T 32N R 01W. Diversion Means: SPRING BONES & PIPE. Any objection to any claim of water right must be filed with the Director of the Idaho Department of Water Resources, 405 Gov't. Way, Coeur d'Alene, Id. 83814.

C. STEPHEN ALLRED
Director

Published in the Cottonwood Chronicle December 6 and 13, 1979.

RECEIVED

Department of
Northern District Office

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Wallace John &/or Nadine Rae Chapman
(Name of Claimant)
P.O. Box 44, Ferdinand, ID 83526 Telephone No. 962-7765
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) 1938

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)
Springs tributary to Sinks

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

(cfs, gpd, AFA)		(Domestic, Irrigation, Stock, Etc.)		(Both dates inclusive)	
				(Mo., Day)	(Mo., Day)
Quantity	.04 cfs	Use	Domestic	Period of Use From 1/1	To 12/31
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To
Quantity		Use		Period of Use From	To

(4) .04 cfs TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE ¼ SE ¼, Sec. 2 Twp. 32N Rge. 1W B.M., County of Idaho
Additional points of diversion: 2 points

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Spring boxes, pipelines to place of use: household and stockwater

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
32N	1W	2													X				

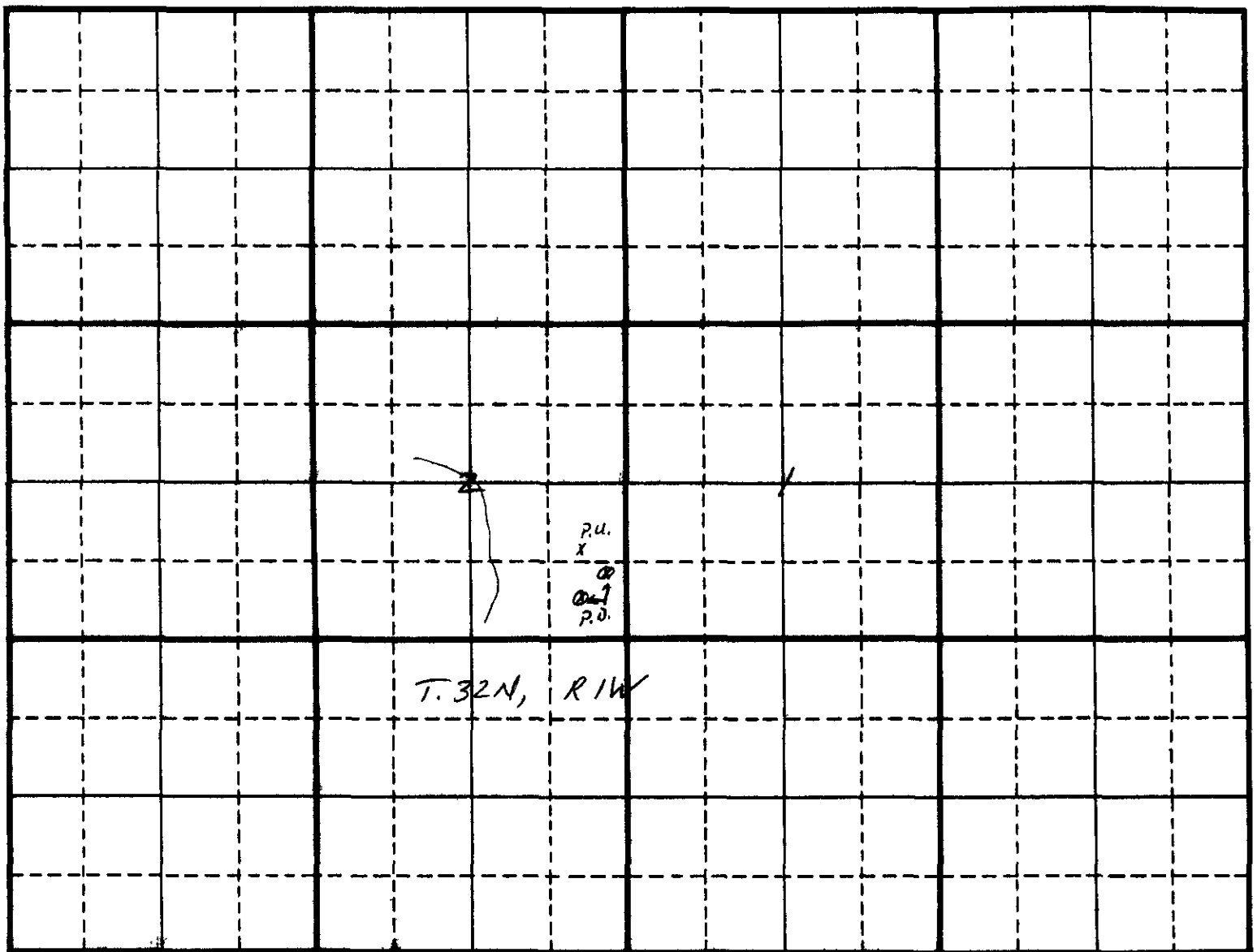
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 1 family

NOTE: Include here the type and number of stock watered: 33 head beef stock

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 15 day of November, 19 79.

W. J. Chapin
(Claimant)
Karl A. Knecht
Notary Public
Residing at Boise, Id.

My commission expires life

FOR DEPARTMENT USE ONLY

Received by <u>CWB</u>	Date <u>11/15/79</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>SK</u>	Date <u>11-27-79</u>		claimant by:	
\$20.00 fee received by <u>SK</u>	Date <u>11/15/79</u>	# <u>239</u>		
Published in <u>Calloway, Okla.</u>				
Dates <u>12/6-12/79</u>				

ACT
ION

N	OWNER LAST NAME - CHAPMAN	FIRST NAME - WALLACE JOHN
N	OWNER LAST NAME - CHAPMAN	FIRST NAME - NADINE RAE
N	ADDRESS LINE 1 - P.O. BOX 44	
N		
N	SOURCE - UNNAMED SPRINGS	CITY - FERDINAND STATE - ID ZIP CODE - 83526
N	STAGE - STATRY CLM	TRIBUTARY OF - SINKS
N	DIVERSION POINT - SESE 02 32N 01W	PRIORITY - 01-01-1938 COUNTY - IDAHO TOTAL DIV. RATE - .0400CFS
N	FROM - 01-01 TO - 12-31 USE - DOMESTIC	USE DIV. RATE - .0400CFS
N	USE - DOMESTIC	PLACE OF USE - TWN 32N RNG 01W SEC 02 TRACT NESE
N	REMARKS - 2 P/D IN SESE, S2, T32N, R1W.	
N	DIVERSION MEANS - SPRING BOXES & PIPE	

2/83

IDENT. NO. 85-4126

WATER RIGHT
DATA ENTRY LOG

[illegible]

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: *[Signature]*

Right Number

85-4126

Applicant

NOTE: IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
- ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
- ☒ Source.
- ☒ Quantity, use, period.
- ☒ Point(s) of diversion.
- ☒ Location of use.
- ☒ Signature/notarization/fee.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By *[Signature]*

Date

12/27/79

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By *[Signature]*

Date

1/18/80

MICROFILMED

85-4126-

CHAPMAN, WALLACE JOHN &/or NADINE RAE

P.O. BOX 44, FERDINAND, ID 83526

Source: UNNAMED SPRINGS tributary to SINKS

Priority Date: 01/01/1938

Amount: 0.04 CFS

Diversion Point: SESE Sec 02 T 32N R 01W, IDAHO Co.

Use: DOMESTIC (0.04 CFS) from 01/01 to 12/31

Place of Use: NESE Sec 02 T 32N R 01W

Diversion Means: SPRING BOXES & PIPE

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Northern Region

JOHN V. EVANS
Governor
C. STEPHEN ALLRED
Director

4055 Government Way
Coeur d'Alene, ID 83814
(208) 667-6484

DECEMBER 24, 1979

WALLACE JOHN CHAPMAN
NADINE RAE CHAPMAN
P.O. BOX 44
FERDINAND ID 83526

RE. Claim No. 85-4126

Dear Claimant.

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

Robert G. Haynes, P.E.
Regional Supervisor

Enclosure

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